

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS

In Re:  
Highland Capital Management, L.P.

Patrick Daugherty

Debtor(s)

Case No.: 19-34054-s gj11

Chapter No.: 11

vs.

Highland Capital Management, L.P., et al.

Appellant(s)

Appellee(s)

## NOTICE OF TRANSMITTAL

I am transmitting:

- The Motion for leave to Appeal 28 U.S.C. § (USDC Civil Action No. DNC Case).
- The Motion for Stay Pending Appeal (USDC Action No. – DNC Case).
- The Proposed Findings of Fact and Conclusions of Law.
- The Motion to Extend Time To File Designation (USDC Civil Action No DNC Case).
- On , the Record on Appeal was transmitted. The designation of record or item(s) designated by were not filed when the record was transmitted. The item(s) were filed on awaiting instructions from the assigned district judge.
- Other
- Copies of: Notice of appeal, Appealed Order [[4297] and Supporting Documents

**TO ALL ATTORNEYS:** File all subsequent papers captioned and numbered with the appropriate division of the United States District Clerk's Office. Any questions concerning this proceeding should be directed to the U.S. District Clerk's Office at (214) 753-2200.

DATED: 7/22/25

FOR THE COURT:  
Stephen J Manz, Clerk of Court

by: /s/Sheniqua Whitaker, Deputy Clerk

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS

**APPEAL SERVICE LIST**

**Transmission of the Record**

BK Case No.: 19-34054-sgj11

Received in District Court by: \_\_\_\_\_

Date: \_\_\_\_\_

Volume Number(s): \_\_\_\_\_

cc: Stacey G Jernigan  
Courtney Lauer  
Emily Chang  
Attorney(s) for Appellant  
US Trustee

**Appellant** Patrick Daugherty

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Joshua D. Smeltzer  
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**Appellee** Highland Capital Management, L.P. and Highland Claimant Trust

Jeffrey N. Pomerantz (admitted pro hac vice)  
John A. Morris (admitted pro hac vice)  
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**Appellee** Highland Litigation Sub-Trust

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**Appellee** Hunter Mountain Investment Trust, Beacon Mountain LLC, Rand Advisors, LLC, Rand PE Fund I, LP, Rand PE Fund Management, LLC, Atlas IDF, LP, and Atlas IDF GP, LLC

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BTXN 150 (rev. 11/10)

In Re:  
Highland Capital Management, L.P.

§  
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Debtor(s) Case No.: 19-34054-sgj11  
Chapter No.: 11

## CIVIL CASE COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet.

**I. (a) APPELLANT**  
Patrick Daugherty

(b) County of Residence of First Listed Party:  
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorney's (Firm Name, Address, and Telephone Number)  
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Joshua D. Smeltzer  
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**APPELLEE**  
Highland Capital Management, L.P., Highland Claimant Trust,  
Highland Litigation Sub-Trust, Hunter Mountain Investment  
Trust, Beacon Mountain LLC, Rand Advisors, LLC, Rand PE  
Fund I, LP, Rand PE Fund Management, LLC, Atlas IDF, LP, and  
Atlas IDF GP, LLC

County of Residence of First Listed Party:  
(IN U.S. PLAINTIFF CASES ONLY)

Attorney's (If Known)  
Appellee: Highland Capital Management, L.P.  
and Highland Claimant Trust  
  
Jeffrey N. Pomerantz (admitted pro hac vice)  
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### II. BASIS OF JURISDICTION

1 U.S. Government Plaintiff

2 U.S. Government Defendant

3 Federal Question  
(U.S. Government  
Not a Party)

4 Diversity  
(Indicate Citizenship  
of Parties in Item III)

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### III. CITIZENSHIP OF PRINCIPAL PARTIES

Citizen of This State	<input type="radio"/> 1	<input type="radio"/> 1	Incorporated or Principal Place of Business In This State	<input type="radio"/> 4	<input type="radio"/> 4
Citizen of Another State	<input type="radio"/> 2	<input type="radio"/> 2	Incorporated and Principal Place of Business In Another State	<input type="radio"/> 5	<input type="radio"/> 5
Citizen or Subject of a Foreign Country	<input type="radio"/> 3	<input type="radio"/> 3	Foreign Nation	<input type="radio"/> 6	<input type="radio"/> 6

#### IV. NATURE OF SUIT

422 Appeal 28 USC 158       423 Withdrawal 28 USC 157       890 Other Statutory Actions

#### V. ORIGIN

1 Original Proceeding       2 Removed from State Court       3 Remanded from Appellate Court       4 Reinstated or Reopened  
 5 Transferred from another district       6 Multidistrict Litigation       7 Appeal to District Judge from Magistrate Judgment

#### VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (**Do not cite jurisdictional statutes unless diversity**):  
422 Appeal 28 USC 158

Brief description of cause:  
Notice of Appeal of a Bankruptcy Court Order

#### VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23      DEMAND \$      CHECK YES only if demanded in complaint:  
JURY DEMAND:  Yes  No

#### VIII. RELATED CASE(S) IF ANY

Judge:

Docket Number: 21-0538, 21-0539, 21-0546, 21-0550, 21-1585, 22-0573, 23-2071,  
24-1479, 25-01876

DATED: 7/22/25

FOR THE COURT:  
Stephen J Manz, Clerk of Court  
by: /s/Sheniqua Whitaker, Deputy Clerk